IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.8468 of 2008
AWADHESH KUMAR Vrs. THE STATE OF BIHAR
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/5/ **09.09.2008** Heard the counsel for the petitioner and the State.

2. The petitioner is a deed writer in the District Sub Registrar Office, Muzaffarpur. First information report was instituted on the basis of the direction of the District Magistrate, Muzaffarpur, considering the report of the Additional District Magistrate regarding complaint made by the complainant, Suresh Kumar. The complainant made a complaint before the District Magistrate that his brother, Dilip Kumar, in conspiracy with the deed writer and the employees in the office of the Sub Registrar got executed a sale deed in respect to land and house in his share. It has been submitted by the counsel for the petitioner that for same allegation a departmental enquiry was also initiated in which the petitioner has been exonerated from all the charges. Counsel for the petitioner submits that the same complainant has also filed a complaint before the Superintendent of Police, Muzaffarpur, in which he has made allegation against others and not against the petitioner. Another police case also been instituted with regard to the same allegation.

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3. Considering the facts, the prayer for anticipatory bail on behalf of the petitioner, Awadhesh Kumar, is **allowed**. He is directed to be released on anticipatory bail, in case of his surrender before the Court concerned within four weeks from today, on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Muzaffarpur Town P.S. Case No. 90 of 2007 (G.R. No. 704 of 2007) to the satisfaction of the Chief Judicial Magistrate, Muzaffarpur, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(Mridula Mishra, J.)

S.A.

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